

House File 633 - Introduced

HOUSE FILE _____
BY THOMAS

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act adding restrictions to the state's open enrollment law and
2 providing for the future repeal of the open enrollment law.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 1553YH 83
5 kh/sc/14

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1 1 Section 1. Section 256F.9, Code 2009, is amended to read
1 2 as follows:
1 3 256F.9 PROCEDURES AFTER REVOCATION == STUDENT ENROLLMENT.
1 4 If a charter school contract is revoked in accordance with
1 5 this chapter, a nonresident student who attended the school,
1 6 and any siblings of the student, shall be determined to have
1 7 shown good cause as provided in section 282.18, subsection ~~16~~
1 8 4, and may submit an application to another school district
1 9 according to section 282.18 at any time. Applications and
1 10 notices required by section 282.18 shall be processed and
1 11 provided in a prompt manner. The application and notice
1 12 deadlines in section 282.18 do not apply to a nonresident
1 13 student application under these circumstances.
1 14 Sec. 2. Section 282.18, subsection 2, unnumbered paragraph
1 15 2, Code 2009, is amended to read as follows:
1 16 The Commencing with the school year beginning July 1, 2010,
1 17 except as otherwise provided in this unnumbered paragraph, the
1 18 board of the receiving district shall enroll the pupil in a
1 19 school in the receiving district for the following school year
1 20 unless only if the receiving district does not have determines
1 21 that it can offer the pupil a significant opportunity to
1 22 obtain a higher quality education than may be obtained in the
1 23 sending district, employs more highly qualified teachers than
1 24 the sending district, and has sufficient classroom space for
1 25 the pupil. However, a pupil who participated in open
1 26 enrollment in the receiving district in the previous school
1 27 year may continue to participate in open enrollment in the
1 28 receiving district. The board of directors of a receiving
1 29 district may adopt a policy granting the superintendent of the
1 30 school district authority to approve open enrollment
1 31 applications. If the request is granted, the board shall
1 32 transmit a copy of the form to the parent or guardian and the
1 33 school district of residence within five days after board
1 34 action, but not later than June 1 of the preceding school
1 35 year. The parent or guardian may withdraw the request at any
2 1 time prior to the start of the school year. A denial of a
2 2 request by the board of a receiving district is not subject to
2 3 appeal.
2 4 Sec. 3. Section 282.18, subsection 16, Code 2009, is
2 5 amended to read as follows:
2 6 16. An application for open enrollment may be granted at
2 7 any time with approval of the resident and receiving
2 8 districts, and subject to the conditions in subsection 2, and
2 9 in subsection 4 if applicable.
2 10 Sec. 4. Section 282.18, Code 2009, is amended by adding
2 11 the following new subsection:
2 12 NEW SUBSECTION. 18. This section is repealed June 30,
2 13 2015.

EXPLANATION

2 15 This bill repeals the open enrollment law effective June
2 16 30, 2015, and provides that commencing with the school year
2 17 beginning July 1, 2010, unless the pupil participated in open
2 18 enrollment in the receiving district in the prior school year,
2 19 the receiving district can enroll a pupil whose parents or
2 20 guardians submit a request for open enrollment only if the

2 21 receiving district can offer the pupil a significant
2 22 opportunity to obtain a higher education than may be obtained
2 23 in the receiving district, employs more highly qualified
2 24 teachers than the sending district, and has classroom space
2 25 for the pupil. The bill includes a nonsubstantive change to a
2 26 reference to the open enrollment law.
2 27 Corresponding amendments may be necessary to conform to the
2 28 future repeal of the open enrollment law.
2 29 LSB 1553YH 83
2 30 kh/sc/14